IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

Writ Petition No.ll28 of 2006

Saifee Niha Yamin .. petitioner

vs

The State of Mah and ors.. respondents

Mr.R.K.Mendadkar with Ms Mandlik for petitioner

Mr C.R.Sonawane AGP for State

CORAM: V.G.PALSHIKAR &

V.R.KINGAOKAR JJ.

DATED 20.3.2006

P.C.

. By this petition, the petitioner has challenged the order passed by the Divisional Caste Certificate Scrutiny Committee holding that the petitioner is not entitled to the benefits of Lohar Caste in the State of Maharashtra as per Government Circular dated 24.8.l995.

2. The impugned order is based on evidence and proper apprehension thereof. Reason is given for not entitlement to the benefit of the Lohar Caste in the State of Maharashtra.

3. However, during the time the Caste Certificate Scrutiny Committee was examining the validity of the petitioner's certificate, the petitioner has undertaken education with respondent no.4 - Institute. The petitioner has undergone two years of studies. Interest of justice, therefore requires that the petitioner be allowed to complete the course for which she has taken admission . The petitioner or anybody through her shall not, however, claim any benefits under the certificate. The petition is accordingly disposed of.

(V.G.Palshikar J)

(V.R.Kingaokar J)